

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

FILED
JAN 15 2015
CLERK OF COURT

UNITED STATES OF AMERICA

CASE NO: 8:03-Cr-77-T-30TBM^{JA}

v.

SAMEEH HAMMOUDEH

**MOTION FOR RECONSIDERATION OF DENIAL
OF APPOINTMENT OF CO-COUNSEL**

COMES NOW, the Defendant, SAMEEH HAMMOUDEH, by and through his undersigned attorney and moves this Honorable Court to reconsider its denial of the Defendant's appointment of co-counsel. As grounds for said Motion the following is alleged:

1. That the Defendant previously filed a Motion for Appointment of co-counsel which was subsequently denied by this Honorable Court without prejudice.
2. That the Defendant realleges all previously stated reasons for the appointment of co-counsel.
3. That this type of case is obviously not your ordinary case. In the undersigned's opinion, it needs at least two experienced criminal attorneys. While this case is a document case, it is also a tape case. An interpreter can translate and a typist can transcribe and a paralegal can organize, but only an experienced attorney can understand the significance of the material. Bringing in an attorney just prior to the trial invites a continuance and robs the first attorney of the insights of his colleague. In addition, the second attorney can share the extensive legal research that is needed for a case with so many complex and novel legal issues.

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4. That the undersigned counsel has recently begun the review of voluminous boxes of financial records in this case. The review of the records and other discovery is extremely time-consuming. Between visiting his client at Coleman Correctional (each visit takes most of the day between travel time, waiting and meeting with the client) and handling the rest of the undersigned's practice, little time is available to review the discovery. Co-counsel is needed now to split the duties so that the undersigned does not fall behind in his preparation (which includes the necessity for significant client contact).

5. The Government's attorneys have the entire Department of Justice assisting them.

6. Co-Defendant Sami AL-Arian, in effect has five attorneys working on his case. Nick Matassini and his associate are preparing his bail appeal. Frank Lauderback and Jeff Brown are court-appointed to represent him at trial. Pat Doherty is assisting Mr. Lauderback and Mr. Brown.

7. Co-Defendant Hatim Fariz, is represented by the Federal Public Defender's Office, which has at its disposal many attorneys and support staff. Although the undersigned is happy to cooperate with these other attorneys and utilizing some of their resources, the Defendant needs and has a due process and equal protection right to his own individual, conflict - free effective representation which the undersigned believes will be difficult to provide without the assistance of co-counsel.

8. The undersigned is diligently working on this case including reviewing discovery, meeting with his client, and preparing his bail appeal. The undersigned is not afraid of hard work and is challenged by this intriguing case. Nevertheless, the undersigned is basically a sole practitioner (one associate who handles mainly civil litigation) with a family (wife and two children) that wants to see and be with him on occasion.

WHEREFORE, the Defendant prays that this Honorable Court reconsiders its denial of the appointment of co-counsel in the above cause.

Dated: May 28, 2003

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Daniel M. Hernandez", is written over a horizontal line.

DANIEL M. HERNANDEZ, ESQUIRE

DANIEL M. HERNANDEZ, P.A.

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Attorney for the Defendant

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CERTIFICATE OF SERVICE


I HEREBY CERTIFY that the original of the foregoing has been furnished to the Clerk of Court, Middle District of Florida, located at the Sam Gibbons U.S. Courthouse, 801 N. Florida Avenue, Suite# 223, Tampa, Florida 33602-4500, and correct copy has been furnished to the following interested persons on 28th day of the year 2003:

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